

**SYNERGY INVESTMENT GROUP  
LLC,**

**V.**

**Defendant.**

Upon review and consideration of the submissions of the parties and the Magistrate Judge's order, the Court is not left with a definite, firm conviction that a mistake has been made. Thus, since the Magistrate Judge's findings and order are not clearly erroneous, the Court will affirm

the order, dismiss Respondent's appeal, and deny Respondent's Motion to Stay Arbitration as moot.

**IT IS, THEREFORE, ORDERED** that:

1. The Magistrate Judge's Memorandum and Order (Doc. No. 14) is **AFFIRMED**;
2. Respondent's Appeal of the Magistrate Judge's Memorandum and Order (Doc. No. 15) is **DISMISSED** and;
3. Respondent's Motion to Stay Arbitration (Doc. No. 18) is **DENIED** as moot.

Signed: October 15, 2009

A handwritten signature in cursive script, reading "Robert J. Conrad, Jr.", written over a horizontal line.

Robert J. Conrad, Jr.  
Chief United States District Judge

